

**FAIR HAVEN BOROUGH COUNCIL
REGULAR MEETING AGENDA
FEBRUARY 26, 2024, 7:00 P.M.
HYBRID MEETING (IN-PERSON AND ZOOM)**

Zoom Link: <https://us02web.zoom.us/j/85736565869>

iPhone or Land Line Telephone Call In: 1-301-715-8592

Webinar ID: 857 3656 5869

1. **Call to Order:** pm
2. **Salute to the Flag:**
3. **Moment of Silent Reflection:**
4. **Sunshine Law Notice:**
5. **Roll Call:** Councilmembers Cole DiMiceli Hoey
 Koch LaBarbera Olson
6. **Resolutions**
2024-55 Hire Police Patrolman - Michael Richards
 -Oath of Office

2024-56 Executive Session: Personnel, Litigation and Contract Negotiations
7. **Workshop Session**
-Environmental Commission 2023 Annual Report
-Girls on the Run Event
-Request from Fair Haven Business Association to post Thank You signs (first week of each quarter)
-Lawn Sign Request from Foundation of Fair Haven for Hoe Down Event and Fair Haven Day (5/15-6/15)
-Proposed Farmer's Market
-Sale of Borough Property (Hendrickson Place)
-McCarter Pond Hydro-rake, Phase II
-Solid Waste and Recycling Bid
-Bid for Maple Avenue Improvements
8. **Public Comment on Agenda Items**
9. **Approval of Minutes**
-February 5, 2024 Special Meeting
-February 5, 2024 Regular Meeting
-February 5, 2024 Executive Session (2 sets)
10. **Old Business**
-Police Department and Community Center Roofing and Siding Colors
11. **New Business**
Introduction of Ordinances
2024-02 Amend Chapter 16, Solid Waste Management - Brush and Leaf Collection

Consent Agenda

Resolutions

- 2024-57 Approve Interlocal Service Agreement with Rumson - Municipal Court
2024-58 Appoint Affordable Housing Administrative Agent
2024-59 Payment of Vouchers
2024-60 Approve Tax Overpayment Refund - 112 Pine Cove Road

2024-61	Award Bid for River Road Street Light Project - Foggia Trinity Electric, LLC
2024-62	Authorize Receipt of Proposals for Various Services (HVAC, Plumbing, Electric, Irrigation)
2024-63	Approve Fire Department Social Membership Application - Edward Costello
2024-64	Authorize Mayor to execute Social Affairs Permit Application for Historic Association of Fair Haven - April 24 th Fundraiser
2024-65	Cancel LOSAP Payable Account Balance to Current Account
2024-66	Cancel ARPA Grant (Chapter 159) Balance to American Rescue Plan Funds

Department Reports

January 2024

- Municipal Court
- Tax Collector
- Police Department

12. **Good of the Borough - Please stand and identify yourself by clearly stating your name and address for the record** (*Please observe a time limit of three minutes*)

13. **Adjournment**

PROCEDURE FOR CITIZEN PARTICIPATION AT COUNCIL MEETINGS

The Fair Haven Borough Council and the Mayor welcome comments, suggestions and inquiries from residents of Fair Haven. To that end, provision is made for a public discussion period at each meeting. It is listed as:

“Public Discussion” – near the end of the meeting where any topic may be addressed.

You must wait to be recognized by the Mayor. **IDENTIFY YOURSELF BY CLEARLY STATING YOUR NAME AND ADDRESS FOR THE RECORD.** Limit your comments to three (3) minutes. Once a particular topic has been addressed by a member of the public, he/she will not be recognized to talk again on the same topic until all others have been heard a first time.

If you wish to reserve time to speak in advance, you may address your request to Allyson Cinquegrana at 732-747-0241 extension *221, by noon on the Friday preceding the meeting.

You will **NOT** be recognized, **NOR SHOULD YOU COMMENT OR CARRY ON A DEBATE OR DIALOGUE WHILE BUSINESS OF THE BOROUGH IS BEING ADDRESSED BY MAYOR AND COUNCIL.**

NEXT COUNCIL MEETING: MONDAY, MARCH 11, 2024 AT 1:30 PM., KNOLLWOOD

COUNCIL OF THE BOROUGH OF FAIR HAVEN
MONMOUTH COUNTY, NEW JERSEY
RESOLUTION

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2024-55

TITLE: HIRE MICHAEL RICHARDS AS PROBATIONARY PATROLMAN

WHEREAS, Corporal John Waltz is retiring effective April 1, 2024 which will leave a vacancy within patrol in the Fair Haven Police Department; and

WHEREAS, Police Chief Joseph McGovern recommends the vacancy be filled by Michael Richards to maintain the Department staffing model; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that Michael Richards is hereby appointed as a Probationary Police Officer in the Fair Haven Police Department effective February 27, 2024, upon swearing in.

BE IT FURTHER RESOLVED that the annual salary will be \$54,051.00.

**COUNCIL OF THE BOROUGH OF FAIR HAVEN
MONMOUTH COUNTY, NEW JERSEY
RESOLUTION**

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2024-56

TITLE: EXECUTIVE SESSION

WHEREAS, the Open Public Meetings, P. L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body may wish to discuss the following matters:

Personnel

1. DPW Staffing
2. Chief Financial Officer
3. 2024 Non-Aligned Salaries
4. Borough Administrator Position

Litigation

1. McCarter Pond Hydro-Rake Project

Contract Negotiations

1. Solid Waste/Recycling Contract
2. Affordable Housing

WHEREAS, minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

NOW, THEREFORE, BE IT RESOLVED that the public be excluded from this meeting.

**BOROUGH OF FAIR HAVEN
ORDINANCE NO. 2024-02**

**AN ORDINANCE OF THE COUNCIL OF THE BOROUGH OF FAIR HAVEN, COUNTY OF
MONMOUTH, AMENDING CHAPTER 16: “SOLID WASTE MANAGEMENT” OF THE BOROUGH’S
REVISED GENERAL ORDINANCES TO UPDATE THE REGULATIONS FOR BRUSH AND LEAF
COLLECTION IN THE BOROUGH**

WHEREAS, the Mayor and Council of the Borough of Fair Haven (the “Borough”) consider the preservation and protection of public property and public health, safety, and welfare to be a significant and important priority for the Borough and the welfare of its residents; and

WHEREAS, the Mayor and Council find it to be in the best interests of the Borough residents to implement certain measures to keep the Borough’s streets, roads, sidewalks, bike paths and public rights-of-way free from debris for the safe passage of vehicles, including emergency vehicles, pedestrians and bicycles; and

WHEREAS, the Borough’s Administrator, Brush and Leaf Committee, Director of Public Works, Director of Communications, and Code Enforcement Officer have recommended certain changes to the regulations for brush and leaf collection within the Borough; and

WHEREAS, the Borough seeks to assist residents in the disposal and removal of brush and leaves in an organized and orderly fashion.

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Fair Haven, in the County of Monmouth, in the State of New Jersey as follows:

SECTION 1. Section 16-5 entitled “Collection of Brush and Leaves” of Chapter 16 entitled “Solid Waste Management” of the Revised General Ordinances of the Borough of Fair Haven is hereby amended as follows (~~stricken~~ text deleted; underlined text added):

**CHAPTER 16
SOLID WASTE MANAGEMENT**

* * *

§ 16.5 COLLECTION OF BRUSH AND LEAVES

§ 16-5.1 ~~Regular Pickup of Brush and Leaves; Grass Clippings; Rakings and Plantings Placement Prohibited.~~ Introduction.

- a. ~~Placement of Brush and Leaves. Residents shall place brush and leaves at the outside edge of pavement or delineated travel lanes for collection only during the days and times as may be designated by the Borough Council and/or published in the Leaf and Brush Collection Schedule. Brush and leaves shall be placed separately in the street adjacent to the curb and abutting the party's property. Brush and leaves shall not be placed in plastic bags or other types of containers, except for properties on River Road. Piles of brush or leaves shall not obstruct pedestrian, bicycle or vehicular travel lanes.~~

The Brush and Leaf Collection process is designed to keep Borough streets clean and safe, reduce the amount of debris that ends up in our storm water system (storm drains, and ultimately the river) in complementation of Chapter 23 Stormwater Management and Municipal Storm Sewers, and to optimize the use of Department of Public Works resources.

- b. ~~Grass Clippings, Rakings and Plantings; Placement Prohibited. Grass clippings, rakings and plantings shall not be placed, raked, blown or otherwise caused to be disposed upon the Borough streets or curbs. They shall not be picked up by the Borough.~~

Fair Haven Residents shall be permitted to dispose of brush and leaves in accordance with the requirements set forth in this section.

- c. ~~Brush and Leaf Violations: (Fines restated at 2-56.1, Fee Schedule.)~~

~~First offense: Warning~~

~~Second offense: \$100~~

~~Third or more offenses: Court appearance required~~

§ 16-5.2 **Intent and Purpose.**

- a. The intent of this section is to simplify and streamline the Borough of Fair Haven's brush and leaf collection process.
- b. The intent of this section is to implement solutions to improve the brush and leaf removal process in a convenient, safe, and budget neutral manner, while attempting to standardize the process and increase services.
- c. The purpose of this section shall be to regulate the disposal and curbside collection activities of residents within the Borough of Fair Haven by limiting the times and placement of leaves and brush that may be disposed of curbside throughout the year.

§ 16-5.3 **Definitions.**

ACTS OF NATURE

An incident that occurs due to natural causes that could not have been foreseen or prevented by foresight (i.e., a named storm).

BRUSH

Tree limbs, branches, or twigs less than three (3) inches in diameter and no longer than four (4) feet in length. Brush shall not include yard waste.

BRUSH CAN

The Borough-approved container in which a resident is responsible to procure and maintain to prevent brush from spilling or blowing out into the street and coming into contact with stormwater.

COMMERCIAL LANDSCAPER

Any person or entity, for hire, whose business involves trimming, pruning, cutting, removing or maintaining shrubs, bushes and trees, or raking or blowing leaves.

CONTAINERIZED

The placement of brush in a Borough-approved container such as to prevent brush from spilling or blowing out into the street and coming into contact with stormwater.

PERSON

Any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

RESIDENT

A person who is an owner, lessee, tenant, mortgagee or occupant, and that person's agents and/or assigns, or caretaker of any property within the Borough.

STREET

Any street, avenue, boulevard, road, parkway, viaduct, drive, bike path, or other way, which is an existing State, County, or Municipal roadway, and includes the land between the street lines, whether improved or unimproved, and may comprise pavement, shoulders, gutters, curbs, sidewalks, parking areas, and other areas within the street lines.

TREE SERVICE COMPANY

The same as "Commercial Landscaper."

VEGETATIVE WASTE

The same as "Yard Waste."

YARD WASTE

Grass clippings, leafy clippings from hedges and non-woody garden waste, annual plants, weeds, dead flowers, shrub clippings, dirt and sand. Yard Waste and Vegetative Waste shall be used interchangeably throughout this section and are assumed to be synonymous.

§ 16-5.4 Division of Borough into Zones for Collection.

- a. For purpose of collecting brush and leaf materials, the Borough is divided into four (4) zones. Please refer to the zone map which is on file at Borough Hall and can also be found on the Borough website.
- b. The Mayor and Council shall determine a Leaf and Brush Collection Schedule for each zone on an annual basis and may amend said schedule as necessary.
- c. Pursuant to the applicable zone, residents shall place brush and leaves for pick up only during the designated days and times for the zone as published in the Leaf and Brush Collection Schedule and/or may be designated by the Borough Council.

§ 16-5.5 "Brush Can" for Containerized Pick Up.

- a. Residents are encouraged to participate in the containerized pick up of brush by utilizing a Borough-approved "Brush Can."
- b. A Brush Can is a receptacle that meets the following specifications:
 - i. Shall be gray in color, and not spray painted.
 - ii. Shall not exceed a 32-gallon capacity.
 - iii. Shall be round in shape.
 - iv. Shall be made of plastic material.
- c. Residents can visit the Borough's website to find more information on how to purchase a pre-approved Brush Can.

- d. Brush cans are **only** used for brush pick up and shall not be utilized for the pickup of leaves.

§ 16-5.6 **Collection Schedule and Requirements.**

a. **Spring and Fall Clean-Up - Brush and Leaves.**

- i. The Borough will collect brush and leaves during the same pick-up cycle in the spring and fall of each year in accordance with the Leaf and Brush Collection Schedule and at such other times that may be deemed necessary by the Borough, such as after major acts of nature.
- ii. Brush can be containerized or not containerized in accordance with subsection **16-5.7** of this section.
- iii. Residents may place their Brush and Leaves out for collection no earlier than ten (10) days prior to their zone's pick-up time in accordance with the Leaf and Brush Collection Schedule.

b. **Brush-Only Pick-Up.**

- i. The Borough will collect brush from each zone twice per month between May and September in accordance with the Leaf and Brush Collection Schedule.
- ii. For Brush-Only Pick-Up, Brush must be containerized in a Borough approved Brush Can for pick up in accordance with subsections **16-5.5** and **16-5.7a**.
- iii. Brush Cans shall not be set out for collection more than one (1) day prior to the scheduled pick up date for the zone.
- iv. No leaves, vegetative waste or yard waste shall be placed in the Brush Can during Brush-Only Pick-Up.

c. **Leaves-Only Pick-Up.**

- i. The Borough will collect leaves in November and December on a rolling basis.
- ii. Leaves must be free of any yard waste, vegetative waste, sticks, branches, tree parts, rocks, vines, or other foreign materials.
- iii. Residents shall not mix or otherwise place potted plants or root systems with leaves.
- iv. Residents may place leaves for collection at any time during this period.

§ 16-5.7 **Placement Requirements.**

a. **Containerized Brush.**

- i. To qualify for pickup, containerized brush shall be left out for collection in a Borough approved container ("Brush Can").
- ii. Only brush shall be placed in the Brush Can. Leaves or any other yard or vegetative waste shall not be placed in the Brush Can.
- iii. Residents shall place the Brush Can near the curb line or roadway so as to be easily collected from the roadway; but not so near the curb or roadway as to project therein or to interfere with vehicles lawfully using the street.

- iv. Residents shall not place the Brush Can on any sidewalk, bike path, bike lane, or walkway, over utility boxes such as gas and water shutoffs or sewer clean-outs or within ten (10) feet of any storm sewer inlet or fire hydrant.
- v. Brush shall be no larger than three inches (3") in diameter and no longer than four feet (4') in length.
- vi. Brush Containers shall not be stored or placed within front yard area prior to the time at which such containers are permitted to be placed at the curblineline for collection. Brush Containers may be stored in either rear or side areas, but if stored in side areas, they shall be screened from the view of street areas with planting or fencing.

b. **Loose Brush or Leaves.**

- i. Brush and leaves left out for collection together shall be placed in separate untied bundles or piles and left for collection by placing the bundle(s) or pile(s) on the beginning of the roadway and extending no more than three feet (3') from the curb or if there is no curb, no more than three feet (3') from where the roadway begins.
- ii. Brush shall be placed in separate untied bundles and left for collection by placing the bundle(s) on the beginning of the roadway and extending no more than three feet (3') from the curb or if there is no curb, no more than three feet (3') from where the roadway begins. Brush shall be in placed in separate pile(s) from leaves.
- iii. Leaves shall be placed in piles and left for collection by placing the pile(s) on the beginning of the roadway and extending no more than three feet (3') from the curb or if there is no curb, no more than three feet (3') from where the roadway begins. Leaves shall be in placed in separate pile(s) from brush.
- iv. Residents shall not place brush or leaves on any sidewalk, bike path, bike lane, or walkway, over utility boxes such as gas and water shutoffs or sewer clean-outs or within ten feet (10') of any storm sewer inlet or fire hydrant.
- v. Brush shall be no larger than three inches (3") in diameter and no longer than four feet (4') in length.

§ 16-5.8 Prohibited Conduct.

- a. For **Brush-Only Pick-Up**, residents shall not place brush in any container or receptacle that does not meet the specifications of subsection **16-5.5**.
- b. Residents shall not place brush and/or leaves in plastic or paper bags.
- c. Residents shall not combine leaves with brush when utilizing a Brush Can for any scheduled pick up.
- d. Residents shall not sweep, rake, blow or otherwise place yard waste in the street or place in a Brush Can.
- e. Brush Containers shall not be stored or placed within front yard area prior to the time at which such containers are permitted to be placed at the curblineline for collection. Brush Containers may be stored in either rear or side areas, but if stored in side areas, they shall be screened from the view of street areas with planting or fencing.

§ 16-5.9 **Responsibility of Residents; Applicability to Commercial Landscapers.**

- a. The resident is responsible for the brush and leaves that have been placed at the front yard curb, or edge of the street by commercial landscapers or contractors they have hired. No commercial or residential lawn care contractor shall operate in violation of this ordinance and the resident shall be responsible for any such violation of this section by his, her or their commercial landscaper and/or contractor.
- b. Any commercial landscaper planning to work on any property within the Borough where brush or leaves will be generated, collected, or disposed shall first register with the Municipal Clerk in accordance with Chapter 4, Section 4-10.
- c. Both the commercial landscaper and the resident hiring such contractor shall be subject to penalty under this section for the improper placement of brush and/or leaves.

§ 16-5.10 **Responsibility of the Borough.**

The Borough will not be responsible for collecting brush and/or leaves left within any public right-of-way or on any private property if not placed in accordance with the requirements of this Chapter.

§ 16-5.11 **Enforcement.**

The provisions of this section shall be enforced by the Police Department, Code Enforcement Officer and/or Department of Public Works of the Borough of Fair Haven.

§ 16-5.12 **One-Time Notice and Time to Cure.**

- a. The Police Department, Code Enforcement Officer and/or Department of Public Works shall from time to time make inspections to ensure compliance.
- b. If any such department finds any violations of this Chapter, or if any such violation is reported by a Borough officer or employee, and such violation is deemed to be a first-time violation, a written notice shall be served upon the resident who shall remove and/or correct the violation(s) with ten (10) calendar days.
- c. Notice shall be served by way of hand delivery or by certified mail to the resident at the address on the tax records of the Borough, and the ten-day (10) period shall begin on the date the notice is hand delivered, or two (2) days after the certified mailing, whichever is earlier.
- d. Any resident who fails to remove and/or correct the violation(s) within the ten-day (10) period shall be subject to the penalties and fines contained in subsection 16-5.13.
- e. Residents shall not receive written notice or time to cure for all subsequent violations of this section.

§ 16-5.13 **Violations and Penalties.**

Any resident found to be in violation of the provisions of this section shall, upon conviction thereof, be summonsed as follows:

- a. For the first offense, a fine of \$200.
- b. For the second offense, a fine of \$300 and a mandatory court appearance.
- c. For the third offense and any subsequent offenses thereafter, a fine of \$500 and a mandatory court appearance.

SECTION 2. Section 16-7 entitled “Collection Restrictions” of Chapter 16 entitled “Solid Waste Management” of the Revised General Ordinances of the Borough of Fair Haven is hereby amended as follows (~~stricken~~ text deleted; underlined text added):

CHAPTER 16
SOLID WASTE MANAGEMENT

* * *

§ 16.7 COLLECTION RESTRICTIONS

§ 16-7.1 Prohibited Materials.

Notwithstanding trash and recyclables as described in subsection **16.1.2**, the following items are prohibited from being placed for trash, recycling, and scheduled bulk collection, or included in bulk drop and recycling off at the Department of Public Works facility.

- a. Demolition and construction materials, including but not limited to building fixtures, bulk roof shingles, doors and windows, dimensional framing lumber, bulk or sheets of plywood, paneling, plasterboard, sheetrock, etc.
- b. ~~Tree trimmings, tree stumps, brush, leaves and g~~ Grass clippings, vegetative waste and yard waste.
- c. Wood pallets.

* * *

SECTION 3. If any article, section, subsection, sentence, clause, or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

SECTION 4. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Borough, the provisions hereof shall be determined to govern. All other parts, portions and provisions of The Revised General Ordinances of the Borough of Fair Haven are hereby ratified and confirmed, except where inconsistent with the terms hereof.

SECTION 5. This Ordinance shall take effect upon adoption and publication in accordance with the laws of the State of New Jersey.

COUNCIL OF THE BOROUGH OF FAIR HAVEN
MONMOUTH COUNTY, NEW JERSEY
RESOLUTION

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2024-57

TITLE: AUTHORIZE THE MAYOR AND MUNICIPAL CLERK TO SIGN A THREE-YEAR INTERLOCAL SERVICES AGREEMENT BETWEEN THE BOROUGH OF FAIR HAVEN AND THE BOROUGH OF RUMSON FOR MUNICIPAL COURT SERVICES

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8A-1 authorizes joint activities among municipalities and was enacted with the intent to facilitate and promote Interlocal Services Agreements; and

WHEREAS, the Boroughs of Fair Haven and Rumson have agreed that the Interlocal Services Agreement for Municipal Court services will include Court Administrator duties as per agreement; and

WHEREAS, it is in the best interest of the Borough of Fair Haven and the Borough of Rumson to begin the services listed above beginning on, or about April 1, 2024 and continue through March 31, 2027; and

WHEREAS, it is agreed by the Borough of Fair Haven and the Borough of Rumson that the Agreement may be extended for two (2) additional terms of three (3) years up to a total of six (6) additional years; and

WHEREAS, a copy of the Interlocal Services Agreement is on file in the office of the Municipal Clerk; and

WHEREAS, said Agreement is pending approval of Monmouth County Administrative Office of the Courts.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that the Mayor and Municipal Clerk of the Borough of Fair Haven are hereby authorized to sign said Agreement.

COUNCIL OF THE BOROUGH OF FAIR HAVEN
MONMOUTH COUNTY, NEW JERSEY
RESOLUTION

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2024-58

TITLE: APPOINT TRIAD ADVISORY SERVICES D/B/A TRIAD ASSOCIATES AS THE ADMINISTRATIVE AGENT FOR THE BOROUGH OF FAIR HAVEN - 2024

WHEREAS, under authorization of the New Jersey Fair Housing Act (N.J.S.A. 52:27D-301, et seq., the Borough of Fair Haven is implementing a program to provide affordable housing units to low- and moderate-income households within the Borough; and

WHEREAS, the Borough's Affordable Housing Ordinance, found in Chapter 30 Section 15 of the Borough's Code, sets forth the duties of the administrative agent pursuant to N.J.A.C. 5:80-26 et. seq., that requires the affordability controls of affordable housing units be administered by an Administrative Agent acting on behalf of a municipality; and

WHEREAS, the Borough of Fair Haven released a request for proposals initially selected Kendra Lelie of Kyle+McManus Associates, who advised that they only provide Affordable Housing Planner services and not Administrative Agent services; and

WHEREAS, the Borough solicited a proposal from Triad Associates with a professional staff who obtained the necessary training and certification to be the Administrative Agent for the purposes of providing affordability control services for all affordable housing within the Borough.

NOW THEREFORE BE IT RESOLVED, by the Governing Body of Fair Haven Borough, County of Monmouth, State of New Jersey that Triad Advisory Services d/b/a Triad Associates is hereby appointed by the Governing Body of the Borough of Fair Haven as the Administrative Agent for the Borough's housing programs and that the Mayor and Borough Clerk are hereby authorized to execute agreement for same.

COUNCIL OF THE BOROUGH OF FAIR HAVEN
MONMOUTH COUNTY, NEW JERSEY
RESOLUTION

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2024-59

TITLE: PAYMENT OF VOUCHERS

BE IT RESOLVED by the Governing Body of the Borough of Fair Haven that the vouchers listed for payment on the February 26, 2024 Bill List are hereby approved and the Finance Department is hereby authorized to release payment to the various vendors.

2023 CURRENT FUND ACCOUNT	\$ 31,110.32
2024 CURRENT FUND ACCOUNT	\$ 3,233,487.77
GENERAL CAPITAL	\$ 262,974.49
OTHER TRUST	\$ 13,802.43
DOG TRUST	<u>\$ 793.00</u>
	\$ 3,542,168.01
LESS VOIDED CHECK	<u>- 130.00</u>
	\$ 3,542,038.01

CURRENT CHECK NO. 65162, \$130.00

**COUNCIL OF THE BOROUGH OF FAIR HAVEN
MONMOUTH COUNTY, NEW JERSEY
RESOLUTION**

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2024-60

TITLE: REFUND OF 1ST QUARTER 2024 PROPERTY TAX OVERPAYMENTS

WHEREAS, the Tax Collector, has provided a request for a tax overpayment refund for 1st Quarter 2024 due to duplicate payments and advises that the following property owner qualifies for a refund as follows:

Owner	Address	Block	Lot	Refund
Karen L. Beal, Trustee	112 Pine Cove Road	78	13.04	\$6,845.72

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that the Tax Collector and Chief Financial Officer are hereby authorized to pay said refunds in the amounts listed above.

COUNCIL OF THE BOROUGH OF FAIR HAVEN
MONMOUTH COUNTY, NEW JERSEY
RESOLUTION

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2024-61

TITLE: AWARDING A BID AND CONTRACT FOR THE RIVER ROAD LIGHT POLE PROJECT

WHEREAS, the Mayor and Council authorized the advertisement for receipt of bids for the DPW Facility Renovation Project; and

WHEREAS, sealed bids were opened on February 8, 2024 and the following bids were received:

<u>CONTRACTOR</u>	<u>LOCATION</u>	<u>TOTAL AMOUNT BID</u>
1. Foggia Trinity Electric, LLC	Scotch Plains, NJ	\$139,257.50
2. Sodon's Electric Inc	Atlantic Highlands, NJ	\$146,895.00
3. Quality Electrical Construction	Holmdel, NJ	\$155,329.00
4. Joan of Arc Electric, LLC	Freehold, NJ	\$168,655.00
5. Kane Communications	Trenton, NJ	\$247,950.00

WHEREAS, Andrew Sobel, Esq., Borough Attorney and Richard Gardella, Borough Engineer, reviewed the bid submissions and recommend that a contract award be made to Foggia Trinity Electric, LLC., 1608 East Second Street, Scotch Plains, New Jersey 07076 in the amount of \$139,257.50; and

WHEREAS, the Chief Financial Officer of the Borough of Fair Haven has certified that funds for said bid award are available through the Insurance Reserves Claims Reimbursement Account and various Capital Accounts.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Fair Haven that it hereby recommends award of a contract for the River Road Light Pole Project to Foggia Trinity Electric, LLC., 1608 East Second Street, Scotch Plains, New Jersey 07076.

BE IT FURTHER RESOLVED, the Mayor and Clerk are hereby authorized to execute any paperwork necessary to move this project forward.

COUNCIL OF THE BOROUGH OF FAIR HAVEN
MONMOUTH COUNTY, NEW JERSEY
RESOLUTION

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2024-62

**TITLE: AUTHORIZE RECEIPT OF PROPOSALS FOR VARIOUS SERVICES - HVAC,
 PLUMBING, ELECTRICAL AND IRRIGATION**

WHEREAS, there is a need for the Borough of Fair Haven to advertise and receive proposals for the following services to the Borough:

HVAC
Plumbing
Electrical
Irrigation

NOW, THEREFORE, BE IT RESOLVED that the Qualified Purchasing Agent, Borough Engineer and Borough Clerk are hereby authorized to solicit and receive proposals for said services.

BE IT FURTHER RESOLVED that the appropriate awarding resolution(s) will be listed on a future agenda for the governing body's consideration and approval.

COUNCIL OF THE BOROUGH OF FAIR HAVEN
MONMOUTH COUNTY, NEW JERSEY
RESOLUTION

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2024-63

**TITLE: RESOLUTION APPOINTING A SOCIAL MEMBER TO THE FAIR
HAVEN FIRE DEPARTMENT, Edward Costello**

BE IT RESOLVED by the Borough Council of the Borough of Fair Haven that Edward Costello, 30 Parker Avenue, Fair Haven, NJ having been duly accepted as a social member of the Fair Haven Volunteer Fire Co., is hereby appointed to the Fair Haven Fire Department.

COUNCIL OF THE BOROUGH OF FAIR HAVEN
MONMOUTH COUNTY, NEW JERSEY
RESOLUTION

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2024-64

TITLE: APPROVE REQUEST FOR SOCIAL AFFAIRS PERMIT FROM THE HISTORIC ASSOCIATION OF FAIR HAVEN

WHEREAS the Historic Association of Fair Haven has applied for a special permit to be used for social affairs; and

WHEREAS, the Historic Association of Fair Haven is a non-profit organization formed to raise funds for the preservation of Fair Haven's Bicentennial Hall and other charitable work; and

WHEREAS, this organization is planning an event to be held on April 24, 2024 between the hours of 5:00 p.m. to 8:00 p.m.; and

WHEREAS, the Historic Association of Fair Haven does not hold a liquor license and is requesting permission to serve malt alcoholic beverages and wine; and

WHEREAS, the Historic Association of Fair Haven will be the recipient of the funds raised at the event; and

WHEREAS, the proper application has been completed and reviewed by the Municipal Clerk and Police Chief and found to be in order.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of Fair Haven that the request for a Special Permit for Social Affairs on the above-mentioned date is hereby approved and that the Mayor is authorized to execute the application as the event is taking place on Borough property.

COUNCIL OF THE BOROUGH OF FAIR HAVEN
MONMOUTH COUNTY, NEW JERSEY
RESOLUTION

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2024-65

TITLE: CANCEL LOSAP PAYABLE ACCOUNT AND DEPOSIT INTO CURRENT ACCOUNT

WHEREAS, the Borough of Fair Haven has a Length of Service Awards Program (LOSAP) for its active volunteer members of the Borough's Emergency Service Organizations, specifically the Fair Haven Volunteer Fire Company #1 and Fair Haven First Aid Squad; and

WHEREAS, according to law, a tax-deferred income account was set up for the Borough's LOSAP program and there are funds that remain from the program roll over to Lincoln Financial; and

WHEREAS, there is a need to cancel the LOSAP Payable Account No. 4-01-55-999-013 with a balance of \$46,296.74 and those funds will be deposited into the Borough's Current Account.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that the Finance Department is hereby authorized to cancel the LOSAP Payable Account and transfer the balance to the Borough's Current Account.

COUNCIL OF THE BOROUGH OF FAIR HAVEN
MONMOUTH COUNTY, NEW JERSEY
RESOLUTION

Motion by:

Second by:

AFFIRMATIVE:

NEGATIVE:

ABSTAIN:

ABSENT:

RESOLUTION NO. 2024-66

TITLE: CANCEL AMERICAN RESCUE PLAN ACT GRANT AND TRANSFER FUNDS TO THE AMERICAN RESCUE PLAN FUND ACCOUNT

WHEREAS, in 2021, the Borough of Fair Haven received funds from the State of New Jersey through the Local Fiscal Recovery Fund - American Rescue Plan Act (ARPA); and

WHEREAS, there is a need to cancel the amount of \$3,000 from the ARPA Grant and transfer those funds to the American Rescue Plan Fund (Account No. 4-01-08-160-015).

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Fair Haven that the Finance Department is hereby authorized to cancel the ARPA Grant funds in the amount of \$3,000 and transfer the amount to the American Rescue Plan Fund.